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CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BY _____ DEPUTY CLERK

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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,

v.

DENNIS BOYLE,
Defendant.

CASE NO. **2-16-cr-0048 KJM**

18 U.S.C. § 2252(a)(2) – Distribution of Child
Pornography; 18 U.S.C. § 2252(a)(2) and (b)(1) –
Receipt and Attempted Receipt of Child
Pornography; 18 U.S.C. § 2252(a)(4)(B) – Possession
of Child Pornography; 18 U.S.C. § 1512(b)(2)(B) –
Obstruction of Justice; 18 U.S.C. § 2253(a) –
Criminal Forfeiture

INDICTMENT

COUNT ONE: [18 U.S.C. § 2252(a)(2) – Distribution of Child Pornography]

The Grand Jury charges: T H A T

DENNIS BOYLE,

defendant herein, between on or about August 18, 2015 and on or about October 26, 2015, in the
County of Sacramento, State and Eastern District of California, did knowingly distribute visual
depictions using a means and facility of interstate and foreign commerce, and that had been
transported in and affecting interstate and foreign commerce, and which contained materials which
had been so transported, by any means, including by computer, where the production of such visual
depictions involved the use of a minor engaging in sexually explicit conduct, as defined in Title 18,
United States Code, Section 2256(2), and such visual depictions were of such conduct, all in violation
of Title 18, United States Code, Section 2252(a)(2).

1 COUNT TWO: [18 U.S.C. § 2252(a)(2) and (b)(1) – Receipt and Attempted Receipt of Child
2 Pornography]

3 The Grand Jury further charges: T H A T

4 DENNIS BOYLE,

5 defendant herein, between on or about September 4, 2015, and on or about September 25, 2015, in the
6 County of Sacramento, State and Eastern District of California, did knowingly receive and attempt to
7 receive visual depictions using a means and facility of interstate and foreign commerce, and that had
8 been transported in and affecting interstate and foreign commerce, and which contained materials
9 which had been so transported, by any means, including by computer, where the production of such
10 visual depictions involved the use of a minor engaging in sexually explicit conduct, as defined in Title
11 18, United States Code, Section 2256(2), and such visual depictions were of such conduct, all in
12 violation of Title 18, United States Code, Sections 2252(a)(2) and (b)(1).

13 COUNT THREE: [18 U.S.C. § 2252(a)(4)(B) – Possession of Child Pornography]

14 The Grand Jury further charges: T H A T

15 DENNIS BOYLE,

16 defendant herein, beginning at a time unknown and lasting at least until November 3, 2015, in the
17 County of Sacramento, State and Eastern District of California, did knowingly possess matter
18 containing a visual depiction that had been shipped and transported using any means and facility of
19 interstate and foreign commerce, and in and affecting interstate and foreign commerce, and which was
20 produced using materials which had been mailed and so shipped and transported, by any means
21 including by computer, where the production of such visual depiction involved the use of a minor
22 engaging in sexually explicit conduct, as defined in Title 18, United States Code, Section 2256(2), and
23 such visual depiction was of such conduct, all in violation of Title 18, United States Code, Section
24 2252(a)(4)(B).

25 COUNT FOUR: [18 U.S.C. § 1512(b)(2)(B) – Tampering with a Witness]

26 The Grand Jury further charges: T H A T

27 DENNIS BOYLE,
28

defendant herein, between approximately November 4, 2015 and November 13, 2015, in the County of Sacramento, State and Eastern District of California did knowingly attempt to corruptly persuade Person A to alter, destroy, mutilate, and conceal at least one object, to wit, electronic evidence stored on a laptop computer and on remote servers, with intent to impair such object's integrity and availability for use in an official proceeding as defined in Title 18, United States Code, Section 1515(a)(1), all in violation of Title 18, United States Code, Section 1512(b)(2)(B).

FORFEITURE ALLEGATION: [18 U.S.C. § 2253(a) – Criminal Forfeiture]

1. Upon conviction of one or more of the offenses alleged in Counts One through Three of this Indictment, defendant DENNIS BOYLE shall forfeit to the United States pursuant to 18 U.S.C. § 2253(a), any and all matter which contains visual depictions produced, transported, mailed, shipped or received in violation thereof; any property, real or personal, constituting or traceable to gross profits or other proceeds the defendant obtained as a result of the said violations; and any property, real or personal, used or intended to be used to commit and promote the commission of the violations, including, but not limited to the following:

- a. One Toshiba laptop, serial number 47049056Q;
- b. One Lenovo laptop, serial number WB02157523;
- c. One Lenovo tablet, serial number HB04TZWQ;
- d. Three Kindle Fire tablets seized on or about November 3, 2015 from 9010 Kirsten Court, Orangevale, CA 95662;
- e. Four cellular telephones seized on or about November 3, 2015 from 9010 Kirsten Court, Orangevale, CA 95662;

2. If any property subject to forfeiture as a result of the offenses alleged in Counts One through Three of this Indictment, for which defendant is convicted:


- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be
divided without difficulty;

it is the intent of the United States, pursuant to 18 U.S.C. § 2253(b), incorporating 21 U.S.C. § 853(p),
to seek forfeiture of any other property of said defendant, up to the value of the property subject to
forfeiture.

A TRUE BILL.

/s/ Signature on file w/AUSA
FOREPERSON


BENJAMIN B. WAGNER
United States Attorney

No. _____

UNITED STATES DISTRICT COURT

Eastern District of California

Criminal Division

THE UNITED STATES OF AMERICA

vs.

DENNIS BOYLE

INDICTMENT

VIOLATION(S): 18 U.S.C. § 2252(a)(2); 18 U.S.C. §§ 2252(a)(2) and (b)(1); 18 U.S.C. § 2252(a)(4)(B);
18 U.S.C. § 1512(b)(2); and 18 U.S.C. § 2253(a)

A true bill,

/s/ Signature on file w/AUSA

Foreman.

Filed in open court this 3 day

of MARCH, A.D. 20 16

Clerk

Bail, \$ _____

NO BAIL WARRANT

GPO 863 525

United States v. Dennis Boyle
Penalties for Indictment

Defendant
DENNIS BOYLE

COUNT 1: 18 U.S.C. § 2252(a)(2) – Distribution of child pornography

PENALTIES: Mandatory minimum of 5 years in prison and a maximum of 20 years in prison; or
Fine of up to \$250,000; or both fine and imprisonment
Supervised release of at least 5 years up to life

SPECIAL ASSESSMENT: \$100 (mandatory on each count)

COUNT 2: 18 U.S.C. § 2252(a)(2) – Receipt of child pornography

PENALTIES: Mandatory minimum of 5 years in prison and a maximum of 20 years in prison; or
Fine of up to \$250,000; or both fine and imprisonment
Supervised release of at least 5 years up to life

SPECIAL ASSESSMENT: \$100 (mandatory on each count)

COUNT 3: 18 U.S.C. § 2252(a)(4)(B) – Possession of child pornography

PENALTIES: Maximum of 10 years in prison; or
Fine of up to \$250,000; or both fine and imprisonment
Supervised release of at least 5 years up to life

SPECIAL ASSESSMENT: \$100 (mandatory on each count)

COUNT 4: 18 U.S.C. § 1512(b)(2)(B) – Obstruction of justice

PENALTIES: Maximum of 20 years in prison; or
Fine of up to \$250,000; or both fine and imprisonment
Supervised release of up to three years

SPECIAL ASSESSMENT: \$100 (mandatory on each count)

FORFEITURE ALLEGATION: DENNIS BOYLE

PENALTIES: As stated in the charging document